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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

13
14 UNITED STATES OF AMERICA,) CASE NO. CR 13 – MJ – 70065 MAG
15 Plaintiff,)
16 v.) STIPULATION AND [PROPOSED] ORDER
17 WALTER SKINNER,)
18 Defendant.)
19)
20 _____)

21 Defendant Walter Skinner and the United States hereby stipulate and mutually agree that the
22 status hearing as to the defendant's evaluation for possible diversion, currently scheduled for Thursday,
23 October 17, 2013, at 10:30 a.m., should be continued to Monday, October 28, 2013, at 8:30 a.m., to
24 permit the parties to review the initial report from Pretrial Services.

25 Accordingly, the parties further stipulate that the time from October 17, 2013, through and
26 including October 28, 2013, may be excluded from the computation of time within which an information
27 or indictment shall be filed under the Speedy Trial Act, in order to ensure the reasonable time necessary
28 for effective preparation, pursuant to Title 18, United States Code Section 3161(b), (h)(7)(A),

1 (h)(7)(B)(iv), as well as a mutual stipulation to waive time for an indictment or preliminary hearing,
2 pursuant to Rule 5.1 of the Federal Rules of Criminal Procedure, up to and including July 9, 2013, based
3 on the need for effective preparation of counsel as well as the defendant's evaluation for diversion.

4 **IT IS SO STIPULATED.**

5 Dated: October 17, 2013

6 /s/ _____
7 TIMOTHY LUCEY
8 Assistant United States Attorney

9 Dated: October 17, 2013

10 /s/ _____
11 CYNTHIA C. LIE
12 Assistant Federal Public Defender

13 **IT IS SO ORDERED.**

14 DATED: October 17, 2013

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16 HON. PAUL S. GREWAL
17 United States Magistrate Judge